

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC. PELVIC REPAIR)
SYSTEM PRODUCTS LIABILITY LITIGATION)

MDL NO. 2327

THIS DOCUMENT RELATES TO:)
_____)

QUALIFIED PROTECTIVE ORDER

The individuals listed on attached Exhibit A have asserted claims in the above captioned action. These individuals have retained the following attorney(s), Bertram & Graf, L.L.C. (“Counsel”) to represent them in the above-captioned action. Counsel agrees that they represent the individuals listed next to their names in Exhibit A.

IT IS HEREBY ORDERED AS FOLLOWS:

1. By virtue of their status as appointed representatives of individuals listed on Exhibit A, Counsel shall resolve any potential Part A and/or Part B fee for service Medicare Secondary Payer (MSP) claim(s) related to settlements, judgments, awards, or other payments associated with the above captioned action for those individuals on Exhibit A that are or were Medicare beneficiaries.
2. By virtue of their status as appointed representatives of individuals listed on Exhibit A, Counsel shall also resolve any potential state Medicaid, Tricare, Veteran’s Administration, and/or Indian Health Services (hereinafter “the Agencies”) claim(s) related to settlements, judgments, awards, or other payments associated with the above

captioned action for those individuals on Exhibit A that are or were beneficiaries of the Agencies. The entry of this HIPAA-compliant qualified protective order is necessary in this action in order to permit the Agencies to transmit protected health information regarding the plaintiffs to Counsel, including any third party authorized by Counsel to assist in the resolution of the Agencies' potential liens and reimbursement claims. As such, it is hereby ordered:

- a. This Qualified Protective Order shall apply to all "protected health information" and "individually identifiable health information," as defined by 45 CFR § 160.103, or information that is otherwise protected from disclosure by the Privacy Act, 5 U.S.C. § 551a, the Health Insurance Portability and Accountability Act of 1996, Pub. L. 104-191, 42 CFR § 431 Subpart F, titled "Safeguarding Information on Applicants and Recipients" and other applicable state law, created, received or collected from Plaintiffs by the Agencies, including, but not limited to: (a) names and addresses, dates of birth, social security numbers, identification numbers and other demographic information that identifies, or could be used to identify plaintiffs; (b) eligibility and entitlement information; (c) claims information relating to the past, present, or future health care of plaintiffs; (d) claims information relating to the provision of healthcare to plaintiffs; and, (e) claims information relating to the past, present, or future payment for the provision of healthcare to plaintiffs.
- b. Each Agency is hereby authorized and directed to transmit to Counsel, including any third-party specifically authorized by Counsel to assist in the resolution of potential liens or reimbursement claims, any information, including claims

information and other protected health information, for those plaintiffs listed on Exhibit A against whom they may assert liens or reimbursement claims.

- c. Counsel, including any authorized third party acting on their behalf, shall not use or disclose any protected health information or individually identifiable health information subject to this Qualified Protective Order for any purpose other than this litigation. Similarly, the Agencies shall only use the information listed on Exhibit A for the specific purposes of transmitting to Counsel any information, including claims information and other protected health information, for those plaintiffs in the above-captioned matter against whom the Agencies have asserted liens or reimbursement claims, or in whose potential settlements the Agencies may have an interest. The Agencies shall only make the information listed on Exhibit A available to those within their respective Agency who need access to the information listed on Exhibit A for the specific purpose stated in this paragraph. If the Agency utilizes outside vendors or companies to perform part or all of their tort recovery practices, the outside vendors or companies shall be expressly bound by all terms and conditions of this Qualified Protective Order.
- d. Counsel, including any authorized third party acting on their behalf, shall maintain any protected health information or individually identifiable health information subject to this Qualified Protective Order in a secure and safe area and shall exercise the same standard of due and proper care with respect to the storage, custody, use and/or dissemination of such protected health information as is exercised by Counsel with respect to its own confidential proprietary information.
- e. At the conclusion of this litigation, Counsel shall certify to the Agencies that the

protected health information or individually identifiable health information,
including all copies made, has been destroyed.

IT IS SO ORDERED.

SIGNED AND ENTERED this ____ day of _____, 2018.

JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

EXHIBIT A

Plaintiff Name (Last)	Plaintiff Name (First)	SSN (Last Four)
Abell	Mary	4248
Ackerman	Renee	9502
Akins	Caroline	1290
Allen	Laquetta	7598
Ambrose	Teresa	4574
Arzola-Lilly	Margarita	4303
Autrey	Genetha Faye	5526
Baird	Ellen	6111
Bassett	Karen	1472
Bazzicalupo	Susan	9690
Beaupre	Pearl	6064
Benuzzi	Judith	1508
Bernstine	Delia	4756
Berrong	Sandra	1208
Berry	Nancy	1293
Beswick	Jackie	5441
Blankenship	Terri	1974
Boggs	Victoria	5628
Bond	Rebecca	1111
Borelli	Margie	4564
Borushko	Sherry	6101
Bosi	Kathy	4961
Bozza	MaryAnn	0667
Brown	Evelyn	2635
Brown	Susanna	5202
Brown	Trasaun	0349
Burghdoff	Carolyn	5399
Bybee	Candy	9005
Callahan	Peggy	8809
Cardwell	Cynthia	5841
Carreon	Juana	2405
Carreon	Luz	8507
Casey	Lori	7010
Cassar	Marisa	9159
Caudill	Dianne	7486
Cavanaugh	Lisa	5841
Chase	Diana	7004
Christensen	Kelly	8425
Chudler	Karen	9030
Church	Rose	6733
Clark	Robyn	6935
Claytor	Patricia	0751
Clemens	Cheryl	4375
Cole	Shirley	4491
Collins	Shirley	4271

Colvin	Norma	4012
Conro	Pearl	1163
Conroy	Bonnie	6289
Cook	Tammy	4049
Couch	Lisa	0143
Cox	Tina	1761
Creager-Awichi	Sharon	8634
Creel	Jacqueline	2418
Cricks	Melinda	0726
Cross	Teresa	8858
Daily	Kelly	2735
Danto	Susan	8987
Davenport	Margaret	6985
Davis	Carrie	7203
DeFigueroa	Carolyn	2209
DeSalvo	Melissa	3053
Dew	Frances	0449
Diaz	Priscilla	8524
Doherty	Catherine	5602
Dominguez-Sanchez	Mary	8465
Dominico	Linda	3821
Dreisbach	Roseann	6608
Dupre	Carolyn	3136
Durbin	Linda	1297
Duvall	Tracey	6509
Earls	Andrea	7862
Eckley	Wanda	4515
Edelman	Kelly	9572
Ehrgott	Kathy	7346
Emmeck	Mary	1698
Enos	Laura	0580
Estridge	Brenda	3862
Evans	Chanda	9453
Faugot	Denise	5997
Fine	Nancy	6505
Finley	Patsy	5700
Fitzkee	Donna	4572
Flannagin	Othel	7517
Florence	Wendy	1208
Forrest	Dionna	5286
Frank	Mary	6362
Freeman	Christine	4947
Fromm	Diane	1965
Gardner	Susan	6938
Gibson	LuAnn	3393
Gillman	Vicki	8766
Glencer	Lori	3188
Golston	Geniva	5117

Goodnight	Teresa	7501
Gorzelsky	Melody	7909
Graham	Donna	1362
Graham	Tina	9455
Guerra	Kimberly	9316
Hale	Christine	0415
Handley	Erika	8722
Hannah	Donna	0736
Hansen	Robyn	5856
Harrell	Linda	3151
Harrington	Eve	6419
Harrington	Yvonne	2880
Harris	Sally	0856
Hauck	Lynda	4699
Hawkins	Brenda	7793
Hensley	Diana	1301
Herrell	Darcy	5619
Hess	Ethel	3578
Hicks	Jeanette	5575
Hill	Retha	9217
Hubbard	Sherry	3024
Hubbs	Jody	3379
Hughes	Sharon	7779
Hunter	Anita	9070
Ivie	Katrinka	9267
Jackson	Roberta	3232
Jennings	Olivia	6976
Jones	Kimberly	6936
Jones	Leslie	8219
Jones	Stacey	3952
Jurva	Gerryann	2113
Keene	Amy	5672
Kemp	Janet	6716
King	Debi	1371
King	Judith	2880
Kitchell	Melissa	4795
Kosicky	Lucia	9764
Lam	Marliss	7715
Lamaster	Lavon	8534
Landes	Mary	2201
Landry	Suzette	4567
Lanouette	Linda	1439
Larson	Neva	9985
Laub-Carroll	Angela	1157
Laucik	Lynn	5789
LeDoux	Mary	5871
Lee	Carol	2247
Lee	Linda	6073

Link	Elizabeth	5339
Longbrake	Dorothea	4383
Longoria	Gloria	7403
Lowery	Sandra	0423
Luna	Mayra	7835
Magdalene	Israel	6925
Mancil	Lavarie	5339
Marquardt	Joanne	7911
Martel	Carla	6374
Martin	Phyllis	9087
Masterson	Karen	2679
Mata	Melissa	9975
McClure (Traschler)	Melissa	9729
McDowell-Jonas	Rebecca	4424
McNutt	Debora	6781
Meadows	Martha	8801
Meyer	Lily	3258
Mhadhbi	Amanda	3035
Mills	Delsye	0428
Mompher	Debra	3808
Monslow	Carol	3511
Montero	Sherlie	2871
Morgan	Darlene	8810
Mullins	Ginger	5607
Nachbar	Linda	6894
Nadzak	Tina	4530
Navarre	Pam	5126
Newell	Nickie	7371
O'Connell	Birgit	3036
O'Hara	Karen	0904
Owens	Kathleen	1052
Parsons	Vivian	3236
Paschen	Carolyn	1646
Patterson	Shirley	9038
Peterson	Denise	5871
Philpott	Karen	0776
Pickens	Diane	7948
Ragar	Lou Ann	3789
Rankin	Harriet	3732
Rector	Kimberly	1306
Reed	Sandra	4828
Reid	Christine	2924
Rittinger	Belinda	1477
Rivera	Armandina	3801
Robertson	Helen	0835
Robertson	Linda	8519
Robinson	Kelly	0028
Rogers	Suzanne	1345

Ross	Lynnda	7127
Rowlands	Janet	6763
Rozencwaig	Karen	9504
Rushing	Christy	7483
Sanders	Cindy	2488
Scaffidi	Autumn	5027
Schaper	Debra	5716
Schimmel	Kathleen	7616
Schott	Trudy	6549
Scott	Mandy	9294
Seaton	Melissa	7623
Sellnow	Brenda	4129
Shehane	Tabby	9761
Shelton	Juanita	6574
Sheneman	Deborah	3241
Silivanch	Robin	3974
Simmons	Linda	0663
Smart	Terri	7227
Smedley	Sheila	4593
Smith	Bonnie	3766
Smith	Debra	1645
Smith	Diane	7190
Smith	Erayna	3191
Smith-Moore	Maria	0518
Sorrell	Tonia	4101
Spalding (Vincent)	Audra	5998
Sparkman	Joann	9004
Stangeland	Vickie	5600
Sutherlin	Anita	9224
Sutton	Marsha	0322
Sweat	Carolyn	9957
Swift	Anna	7512
Synowiec	Kathryn	9491
Szewc	Reida	3463
Szmant	Alina	2934
Szymanski	Catherine	6738
Takara	Sandra	6808
Talbot	Nancy	5610
Titus	Deborah	3065
Toney	Pamela	5339
Trader	Mary	7836
Turley	Roberta	8447
Vella	Ruth	7876
Wade	Patricia	2123
Walker	Eldine	7333
Walters-Yoder	Lynn	5019
Warnet	Peggy	8030
Webb	Janet	8754

Weighton	Peggy	2592
Weller	Georgia	1384
White	Donna	6881
White	Etta Jane	7995
White	Pat	6591
Wickline	Patricia	7235
Wilbanks	Kimberly	0417
Williams	Betty	5222
Williams	Dian	2873
Williams	Karen	2638
Winslow	Mona	9298
Woodell	Nancy	6738
Workman	Sandra	6311
Wright	Shirley	5792
Young	Deborah	4784

Plaintiff Name (Last)	Plaintiff Name (First)	SSN (Last Four)
Abraham	Judy	2983
Adcock	Dawn	4149
Agwara	Kelechi	9083
Albanese-Turey	Lori	2408
Allred	Jackie	7591
Bartlett	Terri	6365
Baxter	Marian	6474
Belden-Couch	Aline	4474
Bezio	Juanita	7107
Binion	Carol	8736
Bligh	Bonita	9566
Bohannon	Carol	1849
Bouchard	Joyce	0595
Branham	Teresa	2643
Brayton	Cheryl	0357
Briggs	Donna	6493
Britton	Sheri	3247
Brumitt	Sarah	1982
Bryant-Robinson	Donna	1537
Burch	Amanda	4266
Burger	Beth	6768
Burnside	Nancy R.	3522
Byrd	Elizabeth	1717
Cadigan	Lisa	6973
Calbert	Karen	3583
Cammallere	Linda	9802

Canada	Shannon	0110
Capps	Janice	6689
Carman	Sharon	5108
Cason	Debra Kay	4146
Cathey	Arlene	1575
Chmielewski	Lorine	7557
Clark	Cynthia	9809
Clarke	Charlenne	1530
Clinton	Christina	5748
Coker	Laura	3835
Coleman	Daphne	2180
Colyer	Stephanie	7082
Conner	Connie	0546
Cooper	Diane K.	8529
Cooper	Mary	9502
Cooper	Pamela	3177
Cordle	Alice	3406
Corliss	Millis	6689
Coryell	Kimberly	8175
Counts	Wendy	7652
Covey	Twila	1415
Cox	Jessica	0800
Custer	Kitty	2359
Dallas	Marie	6344
Davis	Ann	3115
Davis	Dorotha	6032
Davis-Sonne	Lorraine	9683
Dececco	Sarah	7576
Deegan	Carolyn	1288
Denys	Gina	7751
Desonia	Bonnie	1418
DeWitt	Teresa	3895
Diaz	Esthela	6838
Donahue	Jody	1641
Donald	Carolyn	8668
Dornbusch	Mary	4805
Edwards	Rosemary	5629
Ekas	Sandy	3826
Elko	Malinda	5688
Evartt (Grondahl)	Melanie	9885
Fagre (Jochem)	Brenda	4797

Ferguson	Linda	3532
Fernandez	Cira	3690
Fernandez	Claudia	7219
Fisher	Oma (Fannie)	7809
Foss	Tamara	3921
Foust	Melanee	6551
Frazier	Eva	6283
Gage	Billie	1095
Galbraith	Norma	0668
Gallant	Betty	6954
Garrett	Pamela	7022
Gendron	Lynda	7236
Goans	Rebecca	1457
Goddard	Sherry	2542
Goodyear	Sharon	0430
Gordon	Darlene	8292
Green	Laura	1450
Grenke	Cheryl	7004
Grodemange	Martha	5863
Grover	Grace	5289
Guidry	Janet	9902
Hallemeier	Elizabeth	5706
Harper	Adrienne	0863
Hatter	Betty	3962
Havard	April	7383
Hays	Carroll	2065
Hedlin	Vicky	3926
Helms	Crystal	5957
Helton	Tera	4004
Hensley	Paula	1634
Hertenstein	Teresa	1097
Hicks	Sandra	8141
Hicks	Susan	2734
Hidalgo	Gloria	0511
Hill	Robin	8758
Hogan	Tam	2027
Hornick	Agnes	7262
Hubbard	Angela	0607
Hubbard	Stacie	7884
Insko	Shannon	1512
Isbell	Melissa	6897

Jackson	Teresa	9406
Jacobs-Surman	Donna	5424
Jansen	Kimberly	2564
Keefe	Faye	9837
Keener	Christina	4748
Kellogg	Vicki	4757
Kelly	Nancy	4628
Kern	Alice	1143
Killion	Gay	1776
King	Rose	8637
Kinney	Angela	9822
Lacey	Deborah	4377
LaFrance	Tina	5650
Lance	Susan	9314
Larson	Donna	7493
Lassiter	Shirley	2019
Lee	Amy	8025
LeFave	Bonnie	9224
Lillien	Diane	3898
Lovejoy	Susan	5308
Madsen	Ann	2125
Maez	Gail	4763
Mahan	Brenda	3085
Maners	Patricia	3169
Marano	Maria	2121
Marcelli	Deborah	2579
Marshall	Ella	1466
Marshock	Dawn	0820
Martin	Penny	9303
Martin	Jeanie	3732
Mason	Carol	9745
Max	Deanna	2971
McCarthy	Lynette	9678
McMahan	Pat	8693
McSweeney	Peggy	4447
Metz	Portia	2057
Migliara	Christine	9751
Mischler	Nancy	9320
Montijo	Damaris	4045
Moore	Lisa	8077
Morales	Milagros	4211

Moreno-Thornsberry	Deborah	0319
Mosley	Libby	9933
Mudd	Susan	6257
Musgrave	Barbara	4372
Nedela	Nan	6645
Newburn	Ellen	9753
Nickson	Jewellyn	5740
Noble	Karen	8461
Nolen	LaSonya	5789
Norris	Ronda	7885
Novian	Kristy	9738
Oakley	Carolyn	1483
Ohngren	Marie	0002
Palmer	Angela	1234
Parker	Bonnie	4241
Parks	Barbara	3303
Parks	Bernice	6532
Parks	Krista	8796
Patterson	Joyce	4036
Perez	Diana	8880
Pettyjohn	Doreene	0245
Pierce	Elaine	0985
Plotkin	Cathy	6447
Prather	Brenda	4474
Price	Carla	5286
Ransom-Harper	Adrienne	0863
Redmon	Barbara	7534
Rencoret	Rhonda	3171
Reynolds	Jelean	0924
Rich	Karen	9602
Richardson	Candace	7939
Rinker	Kelley	4671
Robbins	Pamela	1589
Robbins	Shannon	8980
Rodenbaugh	Amanda	2759
Rodrigues	Sandra	8667
Rodriguez	Sheryl	7608
Rose	Juliana	1193
Rowe	Ruby	4614
Russell	Debra	1281
Salfiti	Rema	3101

Saline	Susan	1999
Salyers	Darlene	2824
Samsel	Crystal	2629
Sanchez	Maria	1096
Schuhardt	Jennifer	0013
Scott-Schader	Kari	1489
Sellers	Betty	8566
Semrock	Tracy	5280
Sexton	Linda	6914
Sherman	Danielle	7823
Sherwood	Heather	5814
Silveira	Kimberly	1958
Simone	Edith	2818
Simpson	Edna	4810
Skinner	Carol	6256
Smallwood	Glenda	3746
Smith	Charmel	9033
Smith	Loretta	2452
Smith	Lula	5325
Smith	Sharron	8310
Smith	Tammy	6011
Spangler	Judy	0464
Sparks	Stephanie	0027
Stefan	Diane	7714
Stephan	Rita	9045
Stevens	Kelly	7950
Stewart	Victoria	6916
Strittmatter	Suzanne	2279
Stutzman	Darlene	0739
Sutliff	Tamera	7859
Thomas	Samantha	6255
Thorn	Carolyn	2264
Thorson	Rachel	4002
Toler	Lori	0819
Toliver	Brenda	5793
Torres	Laura Beth	7895
Torres	Mary	3696
Tozier	Lori	0340
Trotter	Tammy	8390
Tucci	Lisa	4886
Turey	Lori	2408

Tyson	Lena	1040
Vahlkamp	Marianne	6662
VanBendegom	Susan	1775
Varner	Denise	3196
Wahlquist	Joyce	3198
Wallace	Karen	0834
Ward	Amy	2985
Wassel	Cynthia	0261
Watchman	Sylvia	7501
Watson	Jeanette	6235
Watts	Pam	6373
Wesley	Cynthia	8096
West	Renee	7246
Wharton	Lorri	2114
White	Sherry	7360
Whitehouse	Carol	1038
Williams	Callie	4774
Wilson	Kathy	1871
Wood	Julie	7220
Woodard	Martha	0972
Zylks	Danita	7126